

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

RICARDO A. CASTILLO,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 04-210 GMS
)	
SUPERVISOR FRANK COSTAN,)	
COUNSELOR VIDA DAWKINS, and)	
CIVIGENICS PROGRAM,)	
)	
Defendants.)	

ORDER

At Wilmington this 10th day of March, 2005;

IT IS ORDERED that the plaintiff's motion for appointment of counsel (D.I. 4) is denied without prejudice to renew. The plaintiff, a *pro se* litigant proceeding *in forma pauperis*, has no constitutional or statutory right to appointed counsel in a civil case. *See Parham v. Johnson*, 126 F.3d 454, 456-57 (3d Cir. 1997); *Tabron v. Grace*, 6 F.3d 147, 153-54 (3d Cir. 1993). It is within this court's discretion, however, to seek representation by counsel for the plaintiff, but this effort is made only "upon a showing of special circumstances indicating the likelihood of substantial prejudice to [the plaintiff] resulting from [the plaintiff's] probable inability without such assistance to present the facts and legal issues to the court in a complex but arguably meritorious case." *Tabron*, 6 F.3d at 155 (representation by counsel may be appropriate under certain circumstances, after a finding that a plaintiff's claim has arguable merit in fact and law).

Having reviewed the plaintiff's complaint, the court finds that his allegations are not of such a complex nature that representation by counsel is warranted at this time. The various papers and pleadings submitted by the plaintiff reflect an ability to coherently present his arguments.

_____/s/_____
UNITED STATES DISTRICT JUDGE